

NEW CASTLE COUNTY COUNCIL
October 27, 2020
6:30 p.m.
VIRTUAL ZOOM WEBINAR MEETING**

AGENDA

A. Call to Order
Moment of Silence
Pledge of Allegiance
Roll Call

B. Approval of Minutes

C. Announcements

D. Introduction of Ordinances

°20-113: TO AMEND *NEW CASTLE COUNTY CODE* CHAPTER 2 (“ADMINISTRATION”), ARTICLE 3 (“OFFICERS AND EMPLOYEES”) TO MODIFY CERTAIN FEES CHARGED BY NEW CASTLE COUNTY SHERIFF’S OFFICE. Introduced by: Mr. Smiley

°20-114: TO AMEND *NEW CASTLE COUNTY CODE* CHAPTER 2 (“ADMINISTRATION”), ARTICLE 5 (“DEPARTMENTS AND OFFICES”), DIVISION 2.05.100. (“DEPARTMENT OF LAND USE”) TO ESTABLISH A NEW CASTLE COUNTY AGRICULTURAL LAND PRESERVATION COMMISSION AND THE NEW CASTLE COUNTY FARMLAND PRESERVATION ADVISORY BOARD. Introduced by: Ms. Durham, Mr. Carter

°20-115: TO AMEND *NEW CASTLE COUNTY CODE* CHAPTER 2 (“ADMINISTRATION”), ARTICLE 5 (“DEPARTMENTS AND OFFICES”), DIVISION 2.05.300. (“DEPARTMENT OF PUBLIC WORKS”) TO CREATE A NEW CASTLE COUNTY OPEN SPACE CONSERVATION COMMISSION. Introduced by: Ms. Durham, Mr. Carter

E. Reports from Select and Special Committees

F. Consent Calendar
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NOTE: If an item on the Consent Calendar is objected to by a Council member, or a member of the public wishes to obtain additional information about the candidate or proposed legislation, or if a Councilmember intends to offer an amendment to a resolution, seek additional information, or state a conflict, it shall be removed from the Consent Calendar and voted upon separately.

G. Presentations

H. Consideration of Resolutions Removed from the Consent Calendar and Other Resolutions

R20-203: TO AMEND NEW CASTLE COUNTY COUNCIL PROCEDURAL RULE NO. 5 REGARDING COUNCIL COMMITTEE MEETINGS. Introduced by: Mr. Smiley

R20-204: TO AMEND NEW CASTLE COUNTY COUNCIL PROCEDURAL RULE NO. 5 REGARDING COUNCIL COMMITTEE COMPOSITION AND COMMITTEE CHAIRS. Introduced by: Mr. Carter

R20-205: AUTHORIZING AN ALLOCATION FROM THE RESERVE ALLOCATION CREATED PURSUANT TO ORDINANCE 20-094 FOR THE ACQUISITION OF TAX PARCEL NO. 10-013-00-001 LOCATED AT 365 AIRPORT ROAD, NEW CASTLE, DELAWARE 19720. Introduced by: Mr. Hollins, Ms. Diller, Mr. Smiley, Mr. Cartier

R20-206: AUTHORIZING THE ALLOCATION OF \$5,000,000 FROM THE RESERVE ALLOCATION CREATED PURSUANT TO ORDINANCE 20-094 TO THE STATE OF DELAWARE FOR THE DELAWARE NON-PROFIT SUPPORT FUND TO BE ADMINISTERED BY THE UNITED WAY AND DELAWARE COMMUNITY FOUNDATION. Introduced by: Mr. Smiley

I. Consideration of Ordinances

°20-107: AMEND THE PAY PLAN AND RATES OF PAY FOR NON-UNION CLASSIFIED SERVICE EMPLOYEES, NON-UNION UNCLASSIFIED SERVICE EMPLOYEES OF THE EXECUTIVE OFFICE, NON-UNION CLASSIFIED SERVICE ROW OFFICE AND NON-UNION UNCLASSIFIED SERVICE ROW OFFICE EMPLOYEES. Introduced by: Ms. Hartley-Nagle

°20-108: AMEND THE PAY PLAN AND RATES OF PAY FOR UNCLASSIFIED EMPLOYEES OF COUNTY COUNCIL. Introduced by: Mr. Smiley

°20-109: AMEND THE GRANTS BUDGET: APPROPRIATE \$533,593.49 FROM THE STATE OF DELAWARE DEPARTMENT OF SAFETY AND HOMELAND SECURITY TO THE FY2021 FUND TO COMBAT VIOLENT CRIME GRANT FOR THE DEPARTMENT OF PUBLIC SAFETY. Introduced by: Mr. Bell, Mr. Street

°20-110: AMEND THE GRANTS BUDGET: APPROPRIATE \$220,817.15 IN PROGRAM INCOME AND REALIGN \$280,000.00 IN THE COMMUNITY DEVELOPMENT BLOCK GRANT FY2020 WHICH IS ADMINISTERED BY THE DEPARTMENT OF COMMUNITY SERVICES. Introduced by: Mr. Hollins, Ms. Diller

°20-071: TO AMEND *NEW CASTLE COUNTY CODE* CHAPTER 6 (“BUILDING CODE”), REGARDING ARTICLE 2 (“DEFINITIONS”) AND ARTICLE 3 (“ADMINISTRATION”), *NEW CASTLE COUNTY CODE* CHAPTER 40 (ALSO KNOWN AS THE UNIFIED DEVELOPMENT CODE OR “UDC”), REGARDING ARTICLE 7 (“TRANSFERABLE DEVELOPMENT RIGHTS AND BONUSES”), ARTICLE 15 (“HISTORIC RESOURCES”), AND ARTICLE 33 (“DEFINITIONS”) REGARDING CODE PROVISIONS RELATING TO HISTORIC RESOURCES. Introduced by: Ms. Durham, Mr. Cartier, Mr. Carter

Supporting Documents: [Land Use and Planning Board’s Recommendation](#)

°20-074: TO AMEND CHAPTER 40 OF THE *NEW CASTLE COUNTY CODE* (ALSO KNOWN AS THE UNIFIED DEVELOPMENT CODE OR “UDC”) REGARDING MEZZANINE SPACE IN SITE CAPACITY CALCULATIONS. Introduced by: Mr. Tackett

Supporting Documents: [Land Use and Planning Board’s Recommendation](#)

J. Time Sensitive Congratulatory/Honorary Resolutions

R20-207: HONORING THE LIFE OF MRS. NAOMI WHITTINGTON AND EXPRESSING CONDOLENCES TO HER FAMILY AND FRIENDS. Introduced by: Mr. Street

R20-208: HONORING THE LIFE OF DAVID G. CARPENTER, SR. AND EXPRESSING CONDOLENCES TO HIS FAMILY AND FRIENDS. Introduced by: Mr. Bell

K. Introduction/Consideration of Emergency Ordinances

L. Public Comment/Other

M. Motion to Adjourn

AGENDA POSTED: October 20, 2020

*The agenda is posted (7) seven days in advance of the scheduled meeting in compliance with 29 *Del. C.* Section 10004(e)(2).

In accordance with Governor Carney’s recently issued *Proclamation*, coupled with the Governor’s *Declaration of a State of Emergency*, New Castle County Council is holding this meeting as a telephone and video conference, utilizing **zoom Webinar. The link to join the meeting via computer, smart device, or smart phone is: <https://zoom.us/j/377322142> You may also call into the meeting (audio) using the following call in numbers: 1-312-626-6799 or +1-646-558-8656 or +1-346-248-7799 or +1-669-900-9128 or +1-253-215-8782 or +1-301-715-8592. Then enter the Webinar ID: 377 322 142. If you do not have a good connection with one, please try the others. Additional information regarding phone functionality during the meeting is available at: <https://support.zoom.us/hc/en-us/articles/360029527911-Live-Training-Webinars>

Meeting materials, including a meeting agenda, legislation to be addressed during the meeting, and other materials related to the meeting are electronically accessible at <https://nccde.org/AgendaCenter/County-Council-1>

Members of the public joining the meeting utilizing the link or the call-in number will be provided an opportunity to make comments in real time. A comment period will be administered by a moderator to ensure everyone has an opportunity to comment. You will not be able to speak until called upon by the moderator. There are functions in the program that allow you to do this. Please see the link in the previous paragraph.